



12-06-04

Attorney Docket No. 13316-0016

JPN

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Goepfert :
Serial No.: 10/613,973 : Examiner: Kaufman, Joseph A.
Filed: July 3, 2003 : Group Art Unit: 3754

Title: **UNDER COUNTER DISPENSER**

CERTIFICATE OF MAILING BY EXPRESS MAIL
"Express Mail" Mail Label Number EL919128428US

Sir:

I hereby certify that the following correspondence is being deposited in the United States Postal Service as Express Mail in an envelope addressed to, Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

1. Response to Restriction Requirement (1 page); and
2. Return receipt postcard.

Dated: December 2, 2004

Karen Nemence
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RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Official Action dated November 4, 2004, applicant hereby selects for further examination at this time in the above-identified application the claims of Group I (claims 1 - 65), species A.

Claims readable on the species A pinch valve of Fig. 15 are claims 9, 10, 35 to 38, and 58.

Claims 1-8, 11-25, 29-34, 39-57 and 59 are generic. It is respectfully urged that claims drawn to both species A and B, as identified in the outstanding Official Action, should be examined at this time as it is believed that the generic claims are patentable.

Favorable further examination of the application at this time is requested. No fee is believed required, however, authorization is given to charge any additional fees associated with this communication to Deposit Account No. 070135.

Respectfully submitted,

GALLAGHER & KENNEDY, P.A.

Date: December 2, 2004

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